

CITY OF CHARLEVOIX
REGULAR CITY COUNCIL MEETING MINUTES
Monday, February 16, 2009 — 7:00 p.m.
210 State Street, City Hall, Council Chambers, Charlevoix, MI

The meeting was called to order at 7:00 p.m. by Mayor Norman L. Carlson, Jr.

I. Pledge of Allegiance

II. Roll Call of Members Present

Mayor: Norman L. Carlson, Jr.
City Attorney: Jim Young
City Manager: Rob Straebel
City Clerk: Carol A. Ochs
Members Present: Council members Gabe Campbell, Shane Cole, Lyle Gennett, Dennis Kusina, Jill Picha, Greg Stevens
Absent: None

III. Inquiry Regarding Possible Conflicts of Interest

None.

IV. Consent Agenda

The following items were approved and filed:

- A. Approval of Minutes – February 2, 2009 Regular Meeting Minutes.
- B. Accounts Payable Check Register – February 9, 2009
- C. Accounts Payable Check Register – February 17, 2009
- D. Payroll Check Register – February 6, 2009
- E. Payroll Transmittal – February 6, 2009

V. Public Hearings

A. Budget Amendment #3, 2008-09 Budget

City Treasurer Rick Brandi reviewed the item which puts the City in compliance with Public Act 202 and brings 2008-09 Budget into alignment with the actual expenses incurred and revenues earned. The Mayor opened the public hearing at 7:01 p.m. There were no comments. The Mayor closed the public hearing at 7:01 p.m. Action by Ordinance.

B. 2009-10 Budget Ordinance

The Mayor asked Council to hold their comments until after public comments have been heard. The Mayor made an effort to clarify misconceptions and dispel rumors regarding the many emails received regarding the proposed enplanement fee. The Mayor stated that the fee is not a tax to balance the budget. An enplanement fee would need to be approved by the FAA and can only be used for capital improvements on the airport, not to balance the general budget. He apologized to the residents of Beaver Island for the lack of communication ahead of time, and added that it was not the City's intention to try to slide this in under the radar. Staff had worked with all department heads to cut all department budgets. Airport Manager Matt Bailey has cut his own hours, landscaping for the airport, and improvements for inside the terminal. The Airport Manager has done some improvements himself at no cost to the City. Staff has also come up with ways to save money at the airport in the future, such as replacing the runway lights with LED lights, which could save enough money per year to possibly replace the enplanement fee sometime in the future. The Mayor discussed details of the airport budget and explained the process of transfers from the General Fund. The enplanement fee will not eliminate the transfer of funds to the airport from the General Fund. The Airport Manager position is a part time position, and the City is required by the FAA to have a manager. He administers grants, oversees maintenance, prepares the budget, and oversees day to day operations. The Mayor reviewed cuts that had been made in other departments, such as reducing the number of lifeguards (recreation), the purchase of aerial photos (zoning), eliminating the purchase of an ALS monitor (fire), and eliminating the contingency fund. The Mayor encouraged people to call him in the future if they had questions rather than responding with threats before they have complete information. The Mayor talked about the FAA grant that a lot of the emails had referenced. The City is eligible for the grant because the airport has over 10,000 enplanements. All of those funds must be used on airport capital improvements with strict guidelines. The Mayor acknowledged that those funds are a direct result of all the flights to and from Beaver Island, and the City is appreciative of that. The Mayor stressed, however, that it is important to remember all those funds go back into the airport to make it better for the people who use it. The enplanement fee has been proposed as a way of continuing those capital improvements. In the future the FAA could change those guidelines by increasing the number of enplanements or eliminate the grant program entirely and the City would no longer qualify for those funds; in that case, the enplanement fee would not be required to help fund the City's 2.5% match of the grant. The Mayor said that the comments that struck him the hardest were those that stated that the City didn't care about or never has done anything for Beaver Island, and stated that he thought those comments were untrue. The Mayor reviewed several things the City has done for Beaver Island, including improvements at the airport, which are done for all the people that use the airport, improvements at the Bridge Park/Beaver Island Boat Company (BIBC) facility, and working with the BIBC to accommodate additional docking, storage, and parking space. The Mayor also addressed comments from the emails that referred to \$80,416 in tax dollars for the airport; those tax funds go to the township airport on Beaver Island, not the

City airport. City tax dollars as well as airport revenue and fees pay for the City airport. The Mayor stated one email had proposed a room tax; the Mayor confirmed that there is a room tax, but those funds go to the Convention and Visitors Bureau. The Mayor also addressed several specific miscellaneous questions and comments from the various emails. In response to some of these questions, the Mayor explained how each City department and fund operate as separate "businesses," which is sometimes a difficult concept to grasp for those outside the City. The funds allocated to one department can't just be given to another. Some of the "businesses," like Mt. McSauba, the airport, and parks and beaches, can lose money and be subsidized by a transfer from the General Fund. The Mayor acknowledged that the airport is a benefit to the City, and that the City will continue to provide necessary fund transfers for it. In 2008, the airport received a transfer of \$30,000 from the General Fund. The City hopes to not continue funding the airport at that level, as the Mayor explained that revenues have flattened out, and expenses keep going up. In the future, those points will cross, and in order to continue functioning there will need to be drastic cuts. The Mayor explained that Council is trying to do the best job they could as they learn and move forward. Council is open to any suggestions that would help defray costs. The Mayor thanked the audience for listening and reviewed the rules for speaking, invoking the three minute time limit for comments.

The Clerk stated that the City has received 64 emails, messages, and communications protesting the following budget line items: enplanement fees and airport parking increases. Those letters have been forwarded to Council for their consideration. All communication received by 5:00 p.m., Monday, February 16, 2009, has been printed, received by Council, and will be maintained as part of the permanent Council packet record.

The Mayor opened the public hearing at 7:29 p.m.

Airport

Bill McDonough of Beaver Island apologized for tone of some of the emails. He stated that it would have helped to have discussion beforehand, but since the Beaver Island residents had only found out about it within the last week, it did appear as if it was being slipped in under the radar. Mr. McDonough thought it disconcerting that the two primary operators at the airport had also not been consulted. He thinks tonight Council will hear some ideas that were already there. To him, it is not about the price, but the principal; the City and Beaver Island should be partners in this. People on Beaver Island have to put out a lot of money to come over for various services, such as Register of Deeds, County Equalization, Secretary of State, doctor's appointments or the Commission on Aging. It is true that it is their choice because they live on the Island, but it is still added cost and travel time. The elderly have to come over for doctor's appointments or to visit the Commission on Aging. Costs do become a burden for people on Beaver Island. He appreciates that the Mayor acknowledged the report on the economic impact from 2005 that states the boat traffic alone brings in a couple million dollars a year to the Charlevoix community. Mr. McDonough acknowledged that the City had been very cooperative with the boat company and the Bridge Park project, and stated that Beaver Island had done their part for that project as well. It's good when the Island and the City can work together. Mr. McDonough is optimistic that when other people speak tonight, and Council hears some of the suggestions they have to offer, there will be a good solution. He would rather work together instead of against each other.

Ed Wojan of Beaver Island stated that he thought the emails received had been generated from a lot of angry people on the Island and he apologized for the lashing out. He stated that the fee would be analogous to the people of Beaver Island charging visiting baseball players for use of the ball diamond because they hadn't paid for it with their tax dollars. Mr. Wojan said that there is a 7.5% excise tax on each airfare which goes to the federal government. The money for the FAA grants that the City receives comes from that excise tax. Those grants are being received because of the Island residents and its visitors. The matching funds could come from revenue sources other than an enplanement fee, and he would like them to look into that before making a final decision.

Mr. Wojan also spoke on behalf of Paul and Angel Welke of Island Airways, who couldn't be present tonight. They would like to have been consulted regarding the fee. Mr. Welke proposed that they would be willing to consider an increase in the flowage rate, which has been the same since 1998, in lieu of the enplanement fee. Getting to Beaver Island is getting expensive, and there is worry about the effect the economy will have on Island tourism. There is a lengthy process involved with the FAA in getting the enplanement fee approved, and they hope Council during this period of time would first look for other revenue sources to replace the enplanement fee. Mr. Welke proposed that if the City does not want the cost or burden of the airport, then give it to Beaver Island; he thinks there is enough revenue there for it to pay for itself.

Jim Birdsall of Beaver Island stated that he represents Peaine Township as the Deputy Supervisor. The Township Board has adopted a resolution opposing the fee. He asks that Council not do this yet, but to give the Islanders some time to work on this with the City. Mr. Birdsall asked Council to remember the hard economic times and said that they affect the Island too. He thinks the Island deserves the consideration of input.

The Mayor clarified for the audience that there had been a suggestion from Councilmember Gennett that the City should get some representation and input from the Island, including the airlines, island businesses and residents, to get revenue ideas. The Mayor understands that it is not about the dollar fee. He knows they pay a lot of extra money for living on the Island. However, the City is bound by Charter to get a budget enacted, and unless they come up with some alternative tonight, Council will need to enact this

budget. However, if the budget is passed, there is some time where the City and the Island can work together to come up with alternative solutions before the fee is implemented.

Nancy Tritsch, the Beaver Island Commission on Aging representative, apologized for any discomfort from the emails. She stated that there were seniors on the Island living on extremely fixed incomes who would find the dollar fee prohibitive. Ms. Tritsch reminded Council that the economy is going to get worse before it gets better. She hopes that everyone can work together for everyone.

Keith Teague, President of Fresh Air Aviation, asked that time between passing the budget and enacting the fee be granted. He is not unfamiliar with the difficulty of balancing a budget. He thinks that, if Council will allow people to meet and share ideas, the challenge of finding alternative funds could be met with reasonable effort.

John Haggard said that everyone who spoke did a great job explaining everything. Mr. Haggard discussed the fee in relation to the grant matching funds. Mr. Haggard asked Council that if the fee were enacted, they also consider the 7.5% excise tax, as well as a Michigan tax, which would make the actual fee implemented \$1.15 or \$1.20. He encouraged Council to continue to negotiate with the Islanders. The Mayor explained that the fee wasn't to offset the cost of the matching grant. It was to be used toward capital improvements at the airport. The grant projects are not the only capital improvements that go on at the airport. The Mayor stated that he hopes the City will be able to work with the Islanders to come up with a reasonable solution and he thinks the reaction to this approach is positive. The Mayor said that no one wants to raise fees or taxes, if anything they would rather keep everything the same or lower. But Council is in an awkward position and needs to make some hard decisions regarding costs. He expressed admiration for Council in looking out for the taxpayers as well as the people that use the community and bring in the tourists, including Beaver Island.

Dan Barron stated that perceptions become reality in politics and that poor communication gives the perception this is not a fair proposal. Mr. Barron sees Charlevoix and Beaver Island communities as a family. He encouraged Council to work on a collaborative basis.

Barbara Varnum Swartzfischer, Executive Director with the Beaver Island Transportation Authority, said she works closely with the BIBC for their capital programs. She invited City representatives to come to the Island and use their facility as a neutral public setting to work together.

Fire/EMS

Bob Timms asked Council to eliminate the dive team, as it is a duplication of efforts and an unnecessary, taxpayer-funded operation.

DDA

Bill Supernaw asked Council to put off the trout pond a year or two and to bring an end to the DDA. He said that drastic time calls for drastic measures and discussed his tax bill for the movie theater, stating that Council needs to take a hard look and that the City can not have it all. He is very proud of how the park and downtown looks, but things need to stop or the town will be a boom town for the well heeled during a brief time in the summer. He urged Council to help Beaver Island out, but to also try to give some relief to the City's citizens and business people.

The Mayor closed the public hearing 8:03 p.m. The Mayor asked for comments from Council. There were no comments. Action by ordinance.

C. Ordinance to Repeal Section 1.57 of Chapter 1 of Title 1 of the City Code

The Manager stated that this is a housekeeping item that repeals Section 1.57 conflict of interest policy in light of the new policy that was passed by resolution a month ago. Councilmember Campbell stated that he liked the idea of cleaning up the ordinance. The Mayor opened the public hearing at 8:04 p.m. There were no comments. The Mayor closed the public hearing at 8:04 p.m. Action by ordinance.

VI. Reports

- A. The Manager stated that he had received a request from Northwest Academy to hold their graduation ceremony at Odmark Pavilion May 22, 2009. Since it would be before the beginning of the busy season, the Manager thinks it is a good use for the facility, if Council does not object. Council did not object to the use of the pavilion for the ceremony.
- B. The Manager addressed a bill from Bergmann Marine for work on a rescue dingy that had come in before the new conflict of interest policy was implemented. Douglas Bergmann, one of the owners, is a volunteer firefighter, and did a lot of the labor gratis. He is recommending the bill for \$1,082.74 be paid. He is bringing it to Council for their information if they have any questions. There were no questions.

VII. Requests, Petitions and Communications and Actions Thereon

A. Historic Preservation Efforts

City Planner Mike Spencer said that Council had been provided with a copy of the design standards that would apply to any potential future historic districts. He reminded Council that the City currently only has one, that being the Train Depot. He has tried to answer some of Council's questions in the packet. Bob Heath and Mary Adams of the Historic District Commission and Standing Historic District Study Committee were also available to answer questions for Council. Based on the last budget work session, Mr. Spencer and the Historic groups are under the understanding that they do have \$1,500 budgeted to study a potential Earl Young district within the City. Those funds will be used to finance the study and fully involve and inform the property owners. He reminded Council that there will never be a complete buy in by all the property owners. They will make sure to educate everyone, including Council, involved in the process. Mr. Spencer encouraged Council to call him if they have any questions after the meeting. Mr. Spencer also reminded Council that there are not enough contributing properties in the downtown area to establish a district.

B. Feasibility Study with Charlevoix Township for Fire Department Consolidation and Review of Fire and EMS Contractual Rates with Surrounding Townships

Fire Chief Paul Ivan informed Council that Charlevoix Township has declined to participate in a feasibility study. He doesn't think we should give up on fire consolidation efforts. Some other township officials have come to the Chief, and they are in a position now, with the rates they are paying for fire and EMS service contracts, where they want to have more of a say in what happens and they want their money to build up some equity. The Chief reviewed his report on cost allocation. The Chief said that the rates the department is charging are currently on the low side. He reviewed his proposal to charge townships based on the percentage of services used, averaged over a couple of years. Because the rates are millage based, the City is currently bearing the bulk of the service cost, even though it is not using the highest percentage of service. The Chief also made Council aware that Charlevoix Township has two facilities, Charlevoix Area Hospital and Boulder Park Terrace, that incur a high volume of EMS calls. The Chief recommends entering into negotiations with the townships, and would like direction from Council on how they would like it approached. The Chief also said that the full time department staff do a lot more EMS work than they did in the past, and he thinks their salaries should probably be distributed 50-50 between the EMS and fire departments. Currently that split is 37.5-62.5. Council generally agreed for the Fire Chief to approach other townships, and to do a study on contractual fees to present to Council; everyone should pay their fair share.

VIII. Introduction and Initial Actions Relating to Ordinances or to Resolutions That Require Publication or Hearings Prior to Final or Further Action

None.

IX. Resolutions

A. Consideration to Repeal 1993 Conflict of Interest policy

Motion by Councilmember Gabe Campbell, seconded by Councilmember Jill Picha, to approve Resolution 2009-02-02 as follows:

**CITY OF CHARLEVOIX
RESOLUTION NO. 2009-02-02
REPEAL OF 1993 CONFLICT OF INTEREST POLICY**

WHEREAS, the City Council passed a Resolution that adopted an Ethics and Conflict of Interest Policy on January 3, 2009 which is based, in part, on a similar Conflict of Interest Policy that was adopted in 1993 and which is intended to supersede any prior policies on the same subject matter;

NOW, THEREFORE, BE IT RESOLVED by the City of Charlevoix City Council that Resolution No. 2009-01-03 supersedes and replaces any prior Conflict of Interest Policies previously adopted by the City Council.

RESOLVED, this 16th day of February, A.D. 2009

Resolution was adopted by the following yea and nay vote:

Yeas: Campbell, Cole, Gennett, Kusina, Picha, Stevens
Nays: None
Absent: None

X. Ordinances

A. Budget Amendment #3, 2008-09 Budget

**CITY OF CHARLEVOIX
ORDINANCE NO. 737 OF 2009
2008-2009 Fiscal Year Budget Amendment #3**

The Budget for the fiscal year beginning April 1, 2008 shall be amended for operating the City of Charlevoix. Ordinance No. 726 of 2008, Budget Appropriation Act of 2008-2009 is hereby amended as follows (3rd Amendment):

		Original Budget	Amended Budget	Net Change
General Fund	RV Taxes	2,226,500	2,242,190	15,690
	RV State Grants	272,800	275,018	2,218
	RV Licenses & Permits	6,000	2,200	(3,800)
	RV Charges for Services	637,900	616,075	(21,825)
	RV Fines & Forfeits	23,200	20,900	(2,300)
	RV Interest & Rents	129,900	128,416	(1,484)
	RV Other	3,400	8,940	5,540
	RV Fund Transfers	13,000	0	(13,000)
	Total Change in Revenues - General Fund:	3,312,700	3,293,739	(18,961)
General Fund	EX Legislative	63,500	56,923	(6,577)
	EX General Government	571,600	543,717	(27,883)
	EX Public Safety	1,193,300	1,039,590	(153,710)
	EX Public Works	248,600	236,200	(12,400)
	EX Health & Welfare	245,400	246,882	1,482
	EX Recreation & Culture	948,900	915,406	(33,494)
	EX Other	104,000	70,812	(33,188)
	EX Fund Transfers	85,000	129,500	44,500
	Total Change in Expenses - General Fund:			(221,270)
Major Street	RV Total	551,700	542,536	(9,164)
Local Street	RV Total	148,100	143,902	(4,198)
	EX Total	127,700	138,980	11,280
Downtown Development Authority	RV Total	925,900	822,014	(103,886)
	EX Total	904,500	1,022,013	117,513
Airport Fund	RV Total	398,100	207,572	(190,528)
PI#1 Fire/Ambulance Replacement	EX Total	150,000	173,570	23,570
PI#2 Sewer Capital Fund Tap Ins	RV Total	31,200	12,800	(18,400)
PI#5 Sewer Capital Fund NSS	RV Total	29,000	11,300	(17,700)
PI#6 Infrastructure Fund	EX Total	700,800	856,191	155,391
PI#9 Industrial Park Fund	RV Total	6,000	5,000	(1,000)
PI #10 City Hall Improvements	RV Total	256,700	256,500	(200)
	EX Total	248,500	253,500	5,000
PI#12 Mt. McSauba Recreation	EX Total	13,000	80,000	67,000
PI#16 Downtown Parking Fund	RV Total	5,000	3,500	(1,500)
Electric Fund	RV Total	6,354,100	6,247,589	(106,511)
Electric Fund	EX Total	6,769,300	6,884,555	115,255
Water Fund	RV Total	1,027,000	954,000	(73,000)
Water Fund	EX Total	1,216,000	1,329,203	113,203

Marina Fund	EX Total	2,639,400	4,798,395	2,158,995
Employee Fringe Benefit Fund	RV Total	1,794,300	1,705,991	(88,309)
Employee Fringe Benefit Fund	EX Total	1,680,700	1,682,869	2,169
Motor Pool	EX Total	953,700	1,197,237	243,537

Bad Debt Write Offs

General Fund	26,304	ambulance
General Fund	380	fire
Marina Fund	-	docking
Electric Fund	5,667	
Water Fund	2,162	
Sewer Fund	1,041	

Total: 35,554

ENACTED this 16th day of February, 2009.

Ordinance No. 737-2009 was enacted on the 16th day of February, 2009, by the Charlevoix City Council as follows:

Motion by: Councilmember Greg Stevens
 Seconded by: Councilmember Lyle Gennett

Yeas: Campbell, Cole, Gennett, Kusina, Picha, Stevens
 Nays: None
 Absent: None

STATE OF MICHIGAN)
) ss
 CITY OF CHARLEVOIX)

B. 2009-10 Budget Ordinance

The Mayor stated that the City is willing to continue working with the Islanders regarding the enplanement fees, even though Council had not come up with an alternative solution before adoption of the budget tonight.

**CITY OF CHARLEVOIX
 ORDINANCE NO. 738
 BUDGET APPROPRIATION ACT OF 2009-2010**

THE CITY OF CHARLEVOIX ORDAINS:

WHEREAS, The City Council of the City of Charlevoix did give notice of the time and place when a public hearing would be held in conformity with provisions of Section 7.8, Article VII of the City Charter, which Public Hearing was duly held pursuant to said notice and in conformity therewith;

THEREFORE, BE IT RESOLVED, That the revenues and expenditures for the fiscal year commencing on April 1, 2009 and ending March 31, 2010 are hereby appropriated on an activity level basis (a detailed breakdown by detail level can be found in the Budget Details document) as summarized by the following:

GENERAL FUND

REVENUE:	Taxes	\$ 2,337,100
	Licenses & Permits	4,500
	State Grants	273,100
	Charges for Services	657,600
	Fines & Forfeits	22,100

Interest & Rents	125,200
Other	3,800
Fund Transfers (In)	0
Appropriation from Surplus	0

TOTAL REVENUES: \$3,423,400
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EXPENSE:	Legislative	\$ 55,900
	General Government	590,900
	Public Safety/Health & Welfare	1,480,000
	Public Works	255,500
	Recreation & Culture	881,200
	Other	74,600
	Fund Transfers (Out)	85,000

TOTAL EXPENSE: \$3,423,100
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BE IT FURTHER RESOLVED, That the City Council of the City of Charlevoix does hereby levy a tax for operations of 11.1528 mills (9.05 mills operating and 2.1028 mills infrastructure) for the period of April 1, 2009 through March 31, 2010 on all real and personal property in the City of Charlevoix according to the valuation of the same. This tax is levied for the purpose of defraying the general expense and liability of the City of Charlevoix and for infrastructure improvements, and is levied pursuant to Section 8.1, Article VIII of the City Charter; and

BE IT FURTHER RESOLVED, That the City Council does hereby levy a tax not to exceed 1.3631 mills for the period April 1, 2009 through March 31, 2010 on all real and personal property in the Downtown Development District, according to the valuation of the same within the district; and

BE IT FURTHER RESOLVED, That the City Council does hereby levy a tax not to exceed 1.0 mill for the period April 1, 2009 through March 31, 2010 on all real and personal property in the City of Charlevoix, according to the valuation of the same. This tax is levied for the purpose of defraying the cost of rubbish collection and other related services provided citizens allowed by the act, and is levied pursuant to Michigan Public Act 213 of 1969; and

BE IT FURTHER RESOLVED, That the City Council does hereby approve the rate increases for Electric, Sewer and Water rates effective April 1, 2009, and the rate increases in the rate section of the budget for golf fees, airport rates, ambulance rates, recreation fees, planning fees, parking fees, miscellaneous fees and all rates listed in the "Rates" section of the Budget Details document; and

BE IT FURTHER RESOLVED, That the City Council does hereby approve the following budgets for the period April 1, 2009 through March 31, 2010 in the amounts set forth below by fund:

<u>FUND</u>	<u>REVENUE</u>	<u>EXPENSE</u>
Major Street Fund	\$567,500	\$ 567,500
Local Street Fund	130,600	129,000
Electric Fund	6,874,000	6,874,000
Sewer Fund	1,401,500	1,401,500
Water Fund	1,171,400	1,171,400
Marina Fund	1,050,800	1,050,800
Motor Vehicle Fund	951,900	951,900
Downtown Development Auth	917,300	917,300
Airport Fund	919,700	903,300
Employee Fringe Benefit	1,869,700	1,746,000
Perpetual Care Trust Fund	17,000	0
Fire/Ambulance Fund	32,600	0
Sewer Tap-in Fund*	21,200	0

Northside Sewer Fund*	73,400	73,400
Infrastructure Improvement	571,300	571,300
Public Works Site Fund	209,317	82,200
Industrial Park Fund	26,400	26,400
City Hall Improvement Fund	118,147	118,147
Mt. McSauba Recreation Fund	43,900	43,900
Downtown Parking Fund	3,800	0

ENACTED this 16th day of February, 2009.

Ordinance No. 738-2009 was enacted on the 16th day of February, 2009, by the Charlevoix City Council as follows:

Motion by: Councilmember Gabe Campbell
Seconded by: Councilmember Greg Stevens

Yeas: Campbell, Cole, Gennett, Kusina, Picha, Stevens
Nays: None
Absent: None

STATE OF MICHIGAN)
) ss
CITY OF CHARLEVOIX)

C. Ordinance to Repeal Section 1.57 of Chapter 1 of Title 1 of the City Code

**CITY OF CHARLEVOIX
Ordinance No. 739 of 2009**

AN ORDINANCE TO REPEAL SECTION 1.57 OF CHAPTER 1 OF TITLE I THE CODE OF THE CITY OF CHARLEVOIX AND TO RESERVE THAT SECTION FOR FUTURE USE

THE CITY OF CHARLEVOIX ORDAINS:

SECTION 1. Repeal of Section 1.57

Section 1.57 of Chapter 1 is repealed and that section shall be reserved in the City Code for future use.

SECTION 2. Effective Date.

This Ordinance shall become effective thirty (30) days after its enactment.

ENACTED this 16th day of February, 2009.

Ordinance No. 739-2009 was enacted on the 16th day of February, 2009, by the Charlevoix City Council as follows:

Motion by: Councilmember Jill Picha
Seconded by: Councilmember Dennis Kusina

Yeas: Campbell, Cole, Gennett, Kusina, Picha, Stevens
Nays: None
Absent: None

STATE OF MICHIGAN)
) ss
CITY OF CHARLEVOIX)

XI. Miscellaneous Business

Councilmember Greg Stevens said that it was nice to have the *Courier* represented at the Council meeting.

Mr. Stevens asked Fire Chief Ivan for his opinion on whether the dive team is a benefit to the City. The Chief stated that he does not feel services are duplicated. The department pays for regulator inspections and continuing and higher certification training. The Sheriff's Department only has one diver left and their responsibility is recovery. The City department's responsibility is rescue.

XII. Audience - Non-agenda Input (written requests take precedent)

Ed Wojan thanked Council for considering alternatives to the enplanement fee. The Mayor said that anyone who would be interested in being a part of the discussions on alternatives should contact him or the City Manager.

XIII. Adjourn

The Mayor stated if there were no objections, the meeting would adjourn.

There were no objections.

Meeting adjourned at 8:32 p.m.

Carol A. Ochs

City Clerk

Norman L. Carlson, Jr.

Mayor